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Date: January 10, 2005

By: *Maureen Golob*  
Maureen Golob

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: KELLY, *ET AL.*

APPLICATION No.: 10/637,185

FILED: AUGUST 8, 2003

FOR: **ARCADE GAME WITH SPINNING WHEEL BONUS**

EXAMINER: CHIU, RALEIGH W.

ART UNIT: 3711

CONF. NO: 2927

ATTORNEY DOCKET NO.  
59027-8001.US12

**Information Disclosure Statement After First Office Action but  
Before Final Action or Notice of Allowance – 37 C.F.R. § 1.97(c)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. Timing of Submission

The information transmitted herewith is being filed *after* three months of the filing date of this application or after the mailing date of the first Office action on the merits, whichever occurred last, but *before* the mailing date of either a final action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, whichever occurs first. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

☒ Copies of the following references are enclosed:

- ☐ All cited references
- ☒ References marked by asterisks (Reference Nos. 83-108)
- ☐ The following:

☐ Copies of the following references can be found in parent U.S. Application No. \_\_\_\_\_ :

- ☐ All cited references
- ☐ References marked by asterisks
- ☐ The following:

☐ This application was filed after 30 June 2003 and no copies of U.S. patents nor published applications are enclosed (See Notice of Deputy Commissioner Kunin on 11 July 2003).

☐ The following references are not in English. For each such reference, the undersigned has enclosed: (i) a translation of the reference; (ii) a copy of a communication from a foreign patent office or International Searching Authority citing the reference; (iii) a copy of a reference which appears to be an English-language counterpart; or (iv) an English-language abstract for the reference prepared by a third party. Applicant has not verified that the translation, English-language counterpart or third-party abstract is an accurate representation of the teachings of the non-English reference, though, and reserves the right to demonstrate otherwise.

- ☐ All cited references
- ☐ References marked by ampersands
- ☐ The following:

3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment

No fees are believed due because this Information Disclosure Statement is being filed before the mailing date of the first Office Action.

☐ Applicant further submits that no fee is due in light of the following certification under 37 C.F.R. § 1.97(e) (check only one):

- ☐ In accordance with 37 C.F.R. § 1.97(e)(1), the undersigned hereby states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart

foreign application not more than three months prior to the filing of this statement; or

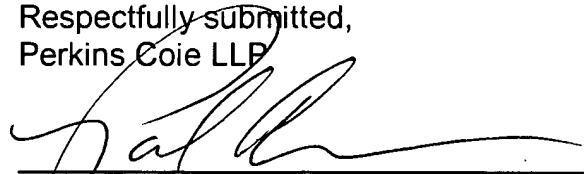
- ☐ In accordance with 37 C.F.R. § 1.97(e)(2), the undersigned hereby states that no item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of this statement.

However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2207.

5. Patent Term Adjustment (37 C.F.R. § 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted,  
Perkins Coie LLP

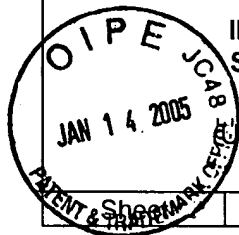


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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Form PTO-1449 (Modified)  
Use several sheets if necessary)

COMPLETE IF KNOWN

Application Number 10/637,185  
Confirmation Number 2927  
Filing Date August 8, 2003  
First Named Inventor Bryan M. Kelley  
Group Art Unit 3711  
Examiner Name CHIU, Raleigh W.  
Attorney Docket No. 59027-8001.US12

1 of 5

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		NUMBER	Kind Code (if known)			
	1.	D 272,920		Wichinsky, et al.	03/1994	
	2.	D 278,069		Wichinsky, et al.	03/1985	
	3.	D 332,976		Gutknecht, et al.	02/1993	
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EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application(s).

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		NUMBER	Kind Code (if known)			
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	37.	4,397,463		Moscovich	08/1983	
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		NUMBER	Kind Code (if known)			
	57.	5,024,441		Rousseau	06/1991	
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	76.	5,409,225		Kelly, et al.	04/1995	
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Examiner Initials*	Cite No.	Foreign Patent or Application	Name of Patentee or Applicant of Cited Document	Date of Publication or Filing Date	Pages, Columns, Lines, Where Relevant	T
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Sheet **4** of **5**

		Office	NUMBER	Kind Code (if known)			
	83.	PCT	**WO9836809		Seidman Charles B., et al	08/27/98	
	84.	USA	**1,987,449			07/16/96	

**OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	T
	85.	**Exhibit A	
	86.	***"Sidewinder," Bob's Space Racer, Inc. 1991, 1993, pp. D380-D381	
	87.	**Request for Certification, State of New Jersey, Dept. of Law and Public Safety, Division of Alcoholic Bev. Control, Bureau of Amusement Games Control, March 22, 1988	
	88.	**Certification of Amusement Game, New Jersey Dept. of Law and Public Safety, Division of Alcoholic Bev. Control, Bureau of Amusement Games Control, March 30, 1988	
	89.	**Amended Certification of Amusement Game, New Jersey Dept. of Law and Public Safety, Division of Alcoholic Bev. Control, Bureau of Amusement Games Control, June 30, 1988	
	90.	***"Gambling Devices Act of 1962," Title 15 U.S. Code, § 1171-1177, Section § 1171	
	91.	***"Legalized Games of Chance Control Cission," Statutes & Regulations Governing Conduct of Amusement Games, February 1993, pp. D362-376	
	92.	**InteractiveAgeDigital, Web Site <a href="http://www.commweek.com">http://www.commweek.com</a> , retrieved on 2/28/00, CMPnet, CMP Media Inc., 2000	
	93.	**Plus Lott, Web Site <a href="http://www.pluslotto.com">http://www.pluslotto.com</a> , retrieved on 2/28/00, PLUS Lotto 1995- 2000	
	94.	**Stanford Wong, "Professional Video Poker 1 <sup>st</sup> Ed." Pi Yee Press, La Jolla, CA (1988)	
	95.	**Dwight & Louise Crevelt, "Video Poker Manual" Gollehon Books, (1991)	
	96.	**John Gollehon, "All About Slots and Video Poker" Perigee Books, (1988)	

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	97.	**Bradley Davis, "Mastering Joker Wild Video Poker," Applied Technology Press, Aurora, CO (1990)		
	98.	**John Scarne, "Scarne's Encyclopedia of Games, " Harper & Row, New York, NY (1973)		
	99.	**John Scarne, "Scarne's Guide to Modern Poker," Simon & Schuster, New York, NY (1980)		
	100.	***"IGT Player's Edge Poker Service & Parts Manual," (Part Number: 821-021-00), International Game Technology (IGT) (1986)		
	101.	***"Player's Edge Plus Video Poker Machine – Field Service Manual," (Part Number: 821-029-00 Rev. A), International Game Technology (IGT) (1988)		
	102.	***"Player's Edge Plus Servies – Field Service Manual," (Part Number: 821-037-00 Rev. A), International Game Technology (IGT) (1989)		
	103.	***"Player's Edge Plus International Poker – Program Reference Guide, "(Part Number: 821-038-00 Rev. A), International Game Technology (IGT) (1989)		
	104.	***"Player's Edge Plus Domestic Video Poker – Progam Reference Guide," (Part Number: 821-039-00 Rev. A), International Game Technology (IGT) (1989)		
	105.	***"Holt Electric Circuits, Digital & Analog," John Wiley & Sons, NY, (1978)		
	106.	**Marshall Fey, "Slot Machines" Nevada Publications, 1 <sup>st</sup> Ed., (1983)		
	107.	**Marshall Fey, "Slot Machines" Nevada Publications, 2 <sup>nd</sup> Ed., (1984)		
	108.	**Marshall Fey, "Slot Machines" Nevada Publications, 3 <sup>rd</sup> Ed., (1991)		

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